

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF EXPEDITED TRANSFER EXT-1603 FOR WATER APPROPRIATION A-12116

WATER DIVISION 2-C

Background

1. Records on file in the Department of Natural Resources (Department) show surface water appropriation A-12116 is held by Clarence C. and Ann Wrede and Douglas C. and Katie Wrede.
2. Appropriation A-12116 has a priority date of November 19, 1970, and authorizes the use of water for irrigation of the 122.9 acres of land described below. The water may be diverted from Redbird Creek at a point of diversion located on the right bank of the stream in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 1, Township 30 North, Range 11 West of the 6th P.M. in Holt County. The rate that water may be diverted shall not exceed one cubic foot per second (cfs) for every 70 acres irrigated at a maximum rate of 1.75 cfs.

<u>Township 30 North, Range 11 West of the</u>		
<u>6th P.M. in Holt County</u>		<u>Acres</u>
Section 1:	SW $\frac{1}{4}$ SE $\frac{1}{4}$	40.0
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	40.0
Section 12:	NE $\frac{1}{4}$ NW $\frac{1}{4}$	20.6
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	<u>22.3</u>
	TOTAL	122.9

3. On December 8, 2008, Clarence C. Wrede filed application EXT-1603 for a permit for an expedited transfer of the location of use for land authorized to be irrigated by appropriation A-12116.
4. On January 13, 2009, Clarence C. Wrede filed map number 17337 showing the location of the proposed pump sites and the location of the land proposed to be irrigated under appropriation A-12116 through transfer EXT-1603.

Order

IT IS HEREBY ORDERED:

1. Application EXT-1603 for a permit for an expedited transfer of the location of use and map number 17337 is APPROVED.

2. Appropriation A-12116 through transfer EXT-1603 authorizes the use of water to irrigate 122.9 acres of land described below and depicted on map number 17337, which is made a part of this Order. The water may be diverted from Redbird Creek at points of diversion located on the right bank of the stream in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 1, and on the right bank of the stream in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 12, both in Township 30 North, Range 11 West of the 6th P.M. in Holt County. The rate that water may be diverted shall not exceed one cfs for every 70 acres irrigated at a maximum combined rate of 1.75 cfs from all points of diversion. The total volume may not exceed 3 acre-feet per irrigated acre per year.

<u>Township 30 North, Range 11 West of the</u>		
<u>6th P.M. in Holt County</u>		<u>Acres</u>
Section 1:	SE $\frac{1}{4}$ SW $\frac{1}{4}$	1.2
	SW $\frac{1}{4}$ SE $\frac{1}{4}$	34.9
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	34.9
Section 12:	NW $\frac{1}{4}$ NE $\frac{1}{4}$	3.9
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	34.7
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	0.2
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	<u>13.1</u>
	TOTAL	122.9

3. All terms and conditions of appropriation A-12116 remain in effect unless specifically changed by this Order.
4. The appropriator must comply with all relevant statutes. This includes, but is not limited to, the following.
- a. Notify the Department of any change in ownership or address.
 - b. Notify the Department of the name and address of the person responsible for the use of the water appropriation (this may include farm managers, tenants, or relatives that actually apply the water to the approved use).
 - c. Obtain approval from the Department prior to taking any action that changes the location of the point of diversion, the location of the place of use, the type of use, or the type of appropriation.

Additional Information

Failure to comply with all laws and regulations pertaining to surface water appropriations, any orders issued by the Director of the Department of Natural Resources, or the provisions of this Approval may cause cancellation of part or all of this appropriation, temporary closing of the appropriation, administrative penalty, criminal prosecution, or any combination thereof.

Nebraska law provides that failure to use an appropriation for five consecutive years may result in cancellation of the appropriation.

